

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

DAVID BURNET POWELL,

Petitioner,

v.

Case No. 17-cv-11756
Hon. Matthew F. Leitman

JACK KOWALSKI,¹ WARDEN,

Respondent.

JUDGMENT

In accordance with the Opinion and Order entered on February 10, 2020,

IT IS ORDERED AND ADJUDGED that the Petition for Writ of Habeas Corpus is
DENIED.

IT IS FURTHER ORDERED that a Certificate of Appealability is **GRANTED IN
PART AND DENIED IN PART.**

IT IS FURTHER ORDERED that permission to appeal in forma pauperis is
GRANTED.

DAVID J. WEAVER
CLERK OF COURT

By: s/Holly A. Monda
Deputy Clerk

Approved:

s/Matthew F. Leitman
MATTHEW F. LEITMAN
United States District Judge

Dated: February 10, 2020
Flint, Michigan

¹ The Court amends the caption to reflect the name of Powell's current warden. *See* Rule 2(a) of the Rules Governing § 2254 Cases, 28 U.S.C. foll. § 2254.